

APR - 5 2004

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Date: April 5, 2004

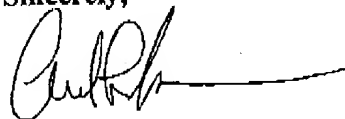
TO: **Name:** Examiner Anthony D. Stashick of Art Unit 3728
Company: U.S. Patent and Trademark Office
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FROM: **Sender:** Andrew L. Jagenow, Esq.
Number of Pages INCLUDING This Cover Sheet: 21
Client: U.S.S.N. 09/915,216 Attorney Docket No. ADI-074

Comments:

Attached, please find an Amendment and Response and associated papers.

Sincerely,



Andrew L. Jagenow

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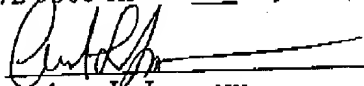
PATENT
Attorney Docket No. ADI-074
(257/40)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Berger et al.
SERIAL NO.: 09/915,216 GROUP NO.: 3728
FILING DATE: July 25, 2001 EXAMINER: A. D. Stashick
TITLE: Climate Configurable Sole and Shoe

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, and any document(s) referred to as attached hereto, is/are being transmitted to the United States Patent and Trademark Office, Facsimile No. (703) 872-9306 on this 5 day of April, 2004.


Andrew E. Jagenow

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith are:

1. Transmittal Form (1 pg.); and
2. Amendment and Response (18 pgs.).

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TRANSMITTAL FORM

| | |
|---------------------------|----------------|
| Application Serial Number | 09/915,216 |
| Filing Date | July 25, 2001 |
| First Named Inventor | Berger |
| Group Art Unit | 3728 |
| Examiner Name | A.D. Stashick |
| Attorney Docket No. | AD1-074 |
| Patent No. | Not applicable |
| Issue Date | Not applicable |

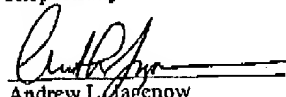
ENCLOSURES (check all that apply)

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SIGNATURE BLOCK

Respectfully submitted,

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